GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Panchayat Raj and Rural Development Department – Departmental proceedings against Sri G. Benhar Edward, the then Panchayat Secretary, Pidimgoyyi Gram Panchayat, Rajahmundry Rural Mandal (Retired) proceedings under Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, read with rule 9 of A.P.R.P. Rules 1980 – Articles of Charges - Issued.

PANCHAYAT RAJ AND RURAL DEVELOPMENT (VIG.III) DEPARTMENT

G.O.RT.No. 309 Dated: 28-03-2016
Read the following:-

1. Vigilance Report No. 24 (C.No. 2943//D2/2013, C.No.3437/V&E/D2 /2013, C.No.3926/V&E/D2/2013, C.No.593/V&E/D1/2014, C.No. 2338/V&E/D1/2012), dt: 29/10/2014.
2 G.O Ms. No.27, PR&RD (Vig.III) Dept., Dt.28/3/2016.

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ORDER

In pursuance of the sanction accorded by the Government under sub-clause (i) of clause (b) of sub-rule (2) of Rule 9 of the A.P.R.P.Rs.1980 for instituting departmental proceedings against Sri G. Benhar Edward, the then Panchayat Secretary, Pidimgoyyi Gram Panchayat, Rajahmundry Rural Mandal (Retired) vide G.O.Ms.No.27, Panchayat Raj & Rural Development (Vig.III) Department, Dated:28/3/2016, it is proposed to hold an inquiry against the said G. Benhar Edward, the then Panchayat Secretary, Pidimgoyyi Gram Panchayat, Rajahmundry Rural Mandal (Retired), in accordance with the procedure laid down in Rule 20 of the A.P.C.S. (CCA) Rules, 1991. The enquiry shall be conducted by the Government.

2. The substance of the imputations of misconduct or misbehavior in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charges (Annexure-I). A list of documents by which, and a list of witnesses by whom, the articles of charges are proposed to be sustained are also enclosed (Annexure-II&III). Copies of documents are furnished herewith.

3. G. Benhar Edward, the then Panchayat Secretary, Pidimgoyyi Gram Panchayat, Rajahmundry Rural Mandal (Retired) is directed to submit his Written statement of defence within (10) days from the date of receipt of this order.

4. G. Benhar Edward, the then Panchayat Secretary, Pidimgoyyi Gram Panchayat, Rajahmundry Rural Mandal (Retired) is informed that an inquiry will be held only in respect of those articles of charges are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. G. Benhar Edward, the then Panchayat Secretary, Pidimgoyyi Gram Panchayat, Rajahmundry Rural Mandal (Retired) is further informed that if he does not submit his written statement of defence on or before the date specified in para-3 above and further action will be processed based on the material available with Government.

(P.T.O.)

6. The receipt of this order shall be acknowledged along with Annexure-I, II, III & IV forthwith.

Dr.K.S.JAWAHAR REDDY
Principal Secretary to Government (PR)

To
G. Benhar Edward, the then Panchayat Secretary,
Pidimgoyyi Gram Panchayat,
Rajahmundry Rural Mandal (Retired)
The Commissioner, Panchayat Raj & Rural Employment,
Hyderabad.
The District Panchayat Officer, East Godavari District.
(with a request to serve the order and
furnish the dated ack.)

// FORWARDED BY ORDER //

SECTION OFFICER

ANNEXURE-I

STATEMENT OF ARTICLE OF CHARGES FRAMED AGAINST SRI G. BENHAR EDWARD, THE THEN PANCHAYAT SECRETARY, PIDIMGOYYI GRAM PANCHAYAT, RAJAHMUNDRY RURAL MANDAL (RETIRED)

Article -1 That the G. Benhar Edward, the then Panchayat Secretary, Pidimgoyyi Gram Panchayat, Rajahmundry Rural Mandal (Retired) while functioning as Panchayat Secretary (I/c), has accorded building permission to the 5 Appartments (which was covered at SI.No.1,2,3,4&6 in the Vigilance Report No.24) and failed to stop the unauthorized construction of additional floor, the set backs, plinth area, height of the building are not provided as per the approved plan and he has not issued any notices to the builders and also failed to initiate action against the builder under the provisions of Rule 33(1) of A.P. Gram Panchayat Land Development (Layout and Building Rules) 2002.

Thus, the individual has failed to maintain absolute integrity towards his duty and thereby violated Rule 3 of APCS (Conduct) Rules, 1964.

Article II Sri G. Benhar Edward, the then Panchayat Secretary, Pidimgoyyi Gram Panchayat, Rajahmundry Rural Mandal (Retired), East Godavari District while functioning as Panchayat Secretary (I/c) has failed to maintain unauthorized constructions register in the Gram Panchayat.

Thus, the individual has failed to maintain absolute integrity towards his duty and thereby violated Rule 3 of APCS (Conduct) Rules, 1964.

Dr.K.S.JAWAHAR REDDY
Principal Secretary to Government (PR)

// FORWARDED BY ORDER //

SECTION OFFICER

ANNEXURE-II

STATEMENT OF IMPUTATIONS IN SUPPORT OF ARTICLE OF CHARGES FRAMED AGAISNT SRI G. BENHAR EDWARD, THE THEN PANCHAYAT SECRETARY, PIDIMGOYYI GRAM PANCHAYAT, RAJAHMUNDRY RURAL MANDAL (RETIRED) ARE PROPOSED TO BE SUBSTAINED.

Based on the information that various plot owners have constructed apartments deviating from sanctioned plans and some have constructed unauthorized in the limits of Pidimgoyyi, Hukumpeta, Bommuru Gram Panchayats of Rajahmundry Rural (M), Anaparthi Gram Panchayat of Anaparthy (M), East Godavari District, the Vigilance & Enforcement Department took up enquiry into the matter and submitted their report in Vigilance Report No.24 C.No. 2943//D2/2013, C.No.3437/V&E/D2 /2013, C.No.3926/V&E/D2/2013, C.No.593/V&E/D1/2014, C.No.2338/ V&E/D1/2012), dt: 29/10/2014. In the report Vigilance Department have recommended for initiation of action against Sri G. Benhar Edward, the then Panchayat Secretary, Pidimgoyyi Gram Panchayat, Rajahmundry Rural Mandal, East Godavari District and now retired from service while functioning as Panchayat Secretary (I/c), Pidimgoyyi Gram Panchayat as deemed fit. Hence the charge.

Dr.K.S.JAWAHAR REDDY
Principal Secretary to Government (PR)

// FORWARDED BY ORDER //

SECTION OFFICER

ANNEXURE-III

LIST OF DOCUMENTS BY WHICH THE ARTICLES OF CHARGE FRAMED AGAISNT SRI G. BENHAR EDWARD,THE THEN PANCHAYAT SECRETARY, PIDIMGOYYI GRAM PANCHAYAT, RAJAHMUNDRY RURAL MANDAL (RETIRED) ARE PROPOSED TO BE SUBSTAINED.

Vigilance Report No.24, C.No. 2943//D2/2013, C.No.3437/V&E/D2 /2013, C.No.3926/V&E/D2/2013, C.No.593/V&E/D1/2014, C.No.2338/ V&E/D1/2012), dt:29/10/2014, of the General Administration (V&E) Department.

Dr.K.S.JAWAHAR REDDY
Principal Secretary to Government (PR)

// FORWARDED BY ORDER //

SECTION OFFICER

ANNEXURE-IV

LIST OF WITNESSES BY WHICH THE ARTICLES OF CHARGE FRAMED AGAISNT SRI G. BENHAR EDWARD,THE THEN PANCHAYAT SECRETARY, PIDIMGOYYI GRAM PANCHAYAT, RAJAHMUNDRY RURAL MANDAL (RETIRED) ARE PROPOSED TO BE SUBSTAINED.

- NIL -

Dr.K.S.JAWAHAR REDDY
Principal Secretary to Government (PR)

// FORWARDED BY ORDER //

SECTION OFFICER